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Date: 7/21/08


Clifford D. Hyra

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Roger W. Carson

Serial No. 10/527,103

Art Unit: 1793

Filed: April 11, 2005

Examiner: Edward M. Johnson

For: MEDIATED ELECTROCHEMICAL OXIDATION OF INORGANIC MATERIALS

RESPONSE

To the Director of the Patent and Trademark Office

Sir:

In response to the office action dated June 27, 2008, the Applicant provisionally elects Claims 1, 8, 10 - 12, 15, 19 - 27, 30, 32 - 35, 37, 43, and 47 - 50 of Group I and traverses the requirement for restriction.

The inventions as described in the claims are neither independent nor distinct. In fact, the inventions as claimed arise from the same inventive effort. Where inventions are neither independent nor distinct, restrictions should not be required. Where inventions arise from the same inventive effort, restriction should not be required.

MPEP 802.01 points out that a sub-combination and a combination are not independent inventions, and that a process and an apparatus used in the practice of the process are not